U.S. Patent Application No.: 09/996,475 Attorney Docket No.: 58367.000003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

: Group Art Unit: 2151

Vladislav Olchanski et al.

Examiner: Karen C. Tang

Appln. No.: 09/996,475

Confirmation No.: 2706

Filed: November 20, 2001

:

For: PERFORMANCE OUTCOMES

: Customer No.: 21967

BENCHMARKING

:

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated November 12, 2008, of the Primary Examiner finally rejecting claims 1-21 and 23-30 in the above-referenced patent application.

Please charge the fee of \$270 that is due for filing this Notice of Appeal to Deposit Account No. 50-0206.

Please charge any shortage in fees due in connection with the filing of this communication to Deposit Account No. 50-0206, and please credit any excess fees to such deposit account. U.S. Patent Application No.: 09/996,475 Attorney Docket No.: 58367.000003

Respectfully submitted,

Hunton & Williams LLP

Bv

omas I. Anderson

Registration No. 37,063

TEA/ceg

Hunton & Williams LLP 1900 K Street, N.W.

Washington, D.C. 20006-1109 Telephone: (202) 955-1500 Facsimile: (202) 778-2201

Date: February 12, 2009